

PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF:

1. Preliminary Amendment
2. Transmittal Letter in Triplicate
3. Information Disclosure Statement
4. Form PTO-1449
5. Check in the Amount of \$82.00
6. Certificate of Mailing

JWS:wbg

Applicants: Charles J. Winslow et al.
 Serial No.: 08/889,661
 Filed: July 8, 1997
 For: OPEN POSTERIOR LUMBAR FUSION CAGE INSERTION SET
 Examiner: Julian W. Woo
 Group Art Unit: 3309
 Docket: 203-1782 CON (1791 CON)
 Dated: October 10, 1997

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 AUG 06 1998
 GROUP

DILWORTH & BARRESE
 ATTORNEYS AT LAW
 333 EARLE OVINGTON BLVD.
 UNIONDALE, NY 11553

203-1782 CON

1135

50-101/214

PAY Eighty Two and no X Dollars

DATE	TO THE ORDER OF	GROSS	DISCOUNT	CHECK NUMBER
10-10-97	Commissioner of Patents	3400		1135

AMOUNT

\$ 82.00

State Bank of Long Island
 339 Nassau Blvd., Garden City South, NY 11530

[Signature]

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 GROUP 3200

403
 305
 3590

PATENT

Attorney Docket 203-1782 CON (1791 CON)

In re application of: Charles J. Winslow et al.

Serial No.: 08/889,661

Group Art Unit: 3309

Filed: July 8, 1997

Examiner: Julian W. Woo

For: OPEN POSTERIOR LUMBAR FUSION CAGE INSERTION SET

Dated: October 10, 1997

Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT TRANSMITTAL FORM

REC.
AUG 06 1998
GROUP 3200

Sir:

Transmitted herewith is an amendment in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. §§1.9 and 1.27 has been established by a verified statement previously submitted.
- [] A verified statement to establish small entity under 37 C.F.R. §§1.9 and 1.27 is enclosed.
- [] No additional fee is required.

The fee has been calculated as shown below:

	(Co. 1)		(Col. 2)		(Col. 3)		SMALL ENTITY		OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA		RATE ADDIT. FEE		OR RATE ADDIT. FEE	
TOTAL	18*	MINUS	20**	=	0	X	11 \$		X	22 \$.00
INDEP.	6*	MINUS	5***	=	1	X	41 \$		X	82 \$82.00
O FIRST PRESENTATION OF MULTIPLE DEP. CLAIM							X	135 \$		X 270 \$.00
							TOTAL		OR TOTAL \$.00	
									ADDIT. FEE \$82.00	

* If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

[] Please charge Deposit Account No. 06-1121 in the amount of \$ _____. Two (2) copies of this sheet are enclosed.

[X] A check in the amount of \$82.00 is enclosed.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(b)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231 on October 10, 1997.

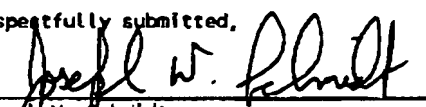
Dated: October 10, 1997

Joseph W. Schmidt
Joseph W. Schmidt

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §§1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 04-1121. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 04-1121 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

DILWORTH & BARRESE
333 Earle Ovington Blvd.
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(516) 228-8484

Respectfully submitted,


Joseph W. Schmidt
Registration No. 36,920
Attorney for Applicants

REC

AUG 06 1998

GROUP 3200

DILWORTH & BARRESE

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**ADMITTED IN MASSACHUSETTS ONLY

OF COUNSEL

FERNANDA M. FIORDALISI

TO: Examiner Julian WooFROM: Joseph W. SchmidtNO. OF PAGES TO FOLLOW: (11)COMMENTS: Re.: U.S. Appln. 08/889,661

Further to our telephone conference of today, transmitted herewith is a copy of the Preliminary Amendment which was not considered in the Office Action mailed in connection with this application.

IN CASE OF INCOMPLETE OR INADEQUATE TRANSMISSION, PLEASE CALL
(516) 228-8484.

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AUG 06 1998

GROUP 3200